

COMMONWEALTH OF KENTUCKY
NATURAL RESOURCES & ENVIRONMENTAL PROTECTION CABINET
DEPARTMENT FOR ENVIRONMENTAL PROTECTION
DIVISION OF WATER

RECEIVED
DEC 26 2007

**APPLICATION FOR PERMIT TO CONSTRUCT ACROSS OR ALONG A STREAM
AND / OR WATER QUALITY CERTIFICATION**

Chapter 151 of the Kentucky Revised Statutes requires approval from the Division of Water prior to any construction or other activity in or along a stream that could in any way obstruct flood flows or adversely impact water quality. *If the project involves work in a stream, such as bank stabilization, dredging or relocation, you will also need to obtain a 401 Water Quality Certification (WQC) from the Division of Water.* This completed form will be forwarded to the Water Quality Branch for WQC processing. The project may not start until all necessary approvals are received from the KDOW. For questions concerning the WQC process, contact the WQC section at 502/564-3410.

If the project will disturb more than 1 acre of soil, you will also need to complete the attached Notice of Intent for Storm Water Discharges, and return both forms to the Floodplain management Section of the KDOW. This general permit will require you to create an implement an erosion control plan for the project.

1. OWNER: James Properties, Inc.

Give name of person(s), company, governmental unit, or other owner of proposed project.

MAILING ADDRESS: PO Box 132 Paducah, KY 42002-0132

TELEPHONE #: (270) 898-0667

EMAIL: jjames@jamesmarine.com

2. AGENT: 5H Technologies, Inc.

Give name of person(s) submitting application, if other than owner.

ADDRESS: 1646 Kentucky Ave. Paducah, KY 42003

TELEPHONE #: (270) 448-0755

EMAIL: sh@5htech.com

3. ENGINEER: N/A

P.E. NUMBER: N/A

Contact Division of Water if waiver can be granted.

TELEPHONE #: N/A

EMAIL: N/A

4. DESCRIPTION OF CONSTRUCTION: The proposed construction is supporting the commercial development of the James

Describe the type and purpose of construction and describe stream impact

Properties Inc. site located just off of James Sanders Boulevard in Paducah, Kentucky. The project will encompass a total loss of

2.2 acres of wetlands that will be replaced with 4.4 acres of wetlands and a total loss of 916 linear feet (0.03 acres) of stream that will be replaced with 1.0 acres of wetlands on Clarks River Road in Paducah, Kentucky.

5. COUNTY: McCracken

NEAREST COMMUNITY: Paducah

6. USGS QUAD NAME Paducah West

LATITUDE/LONGITUDE: N 37.07104 W88.68341

7. STREAM NAME: Perkins Creek borders the site

WATERSHED SIZE (in acres):

8. LINEAR FEET OF STREAM IMPACTED: 916

9. DIRECTIONS TO SITE: From I-24 W in Paducah, take exit 4 onto US Highway 60 E. Turn left at the 1st stoplight onto James Sanders Boulevard. The south end of the site is marked by culverts discharging from a new development to the west.

10. **IS ANY PORTION OF THE REQUESTED PROJECT NOW COMPLETE?** Yes ☒ No ☐ If yes, identify the completed portion on the drawings you submit and indicate the date activity was completed. DATE: _____
11. **ESTIMATED BEGIN CONSTRUCTION DATE:** October to November 2007
12. **ESTIMATED END CONSTRUCTION DATE:** April to May 2008
13. **HAS A PERMIT BEEN RECEIVED FROM THE US ARMY, CORPS of ENGINEERS?** Yes ☒ No ☐ If yes, attach a copy of that permit.
14. **THE APPLICANT MUST ADDRESS PUBLIC NOTICE:**

(a) **PUBLIC NOTICE HAS BEEN GIVEN FOR THIS PROPOSAL BY THE FOLLOWING MEANS:**

- _____ Public notice in newspaper having greatest circulation in area (provide newspaper clipping or affidavit)
- _____ Adjacent property owner(s) affidavits (Contact Division of Water for requirements.)

(b) ☒ **I REQUEST WAIVER OF PUBLIC NOTICE BECAUSE:**

Public Notice will be provided at the time of submittal to the Water Resources Department.

Contact Division of Water for requirements.

15. **I HAVE CONTACTED THE FOLLOWING CITY OR COUNTY OFFICIALS CONCERNING THIS PROJECT:**

Rick Murphy - Paducah City Engineer

Give name and title of person(s) contacted and provide copy of any approval city or county may have issued.

16. **LIST OF ATTACHMENTS:** Mitigation Plan for James Properties, Inc.

List plans, profiles, or other drawings and data submitted. Attach a copy of a 7.5 minute USGS topographic map clearly showing the project location.

17. I, JJ (owner) **CERTIFY THAT THE OWNER OWNS OR HAS EASEMENT RIGHTS ON ALL PROPERTY ON WHICH THIS PROJECT WILL BE LOCATED OR ON WHICH RELATED CONSTRUCTION WILL OCCUR** (for dams, this includes the area that would be impounded during the design flood).

18. **REMARKS:** _____

I hereby request approval for construction across or along a stream as described in this application and any accompanying documents. To the best of my knowledge, all the information provided is true and correct.

SIGNATURE: _____

Owner or Agent sign here. (If signed by Agent, a Power of Attorney should be attached.)

DATE: 9/17/07

SIGNATURE OF LOCAL FLOODPLAIN COORDINATOR: _____

Permit application will be returned to applicant if not properly endorsed by the local floodplain coordinator.

DATE: 12/10/07

SUBMIT APPLICATION AND ATTACHMENTS TO:

Floodplain Management Section
Division of Water
14 Reilly Road
Frankfort, KY 40601